

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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GEORGE W. BROWN,

Plaintiff,

-against-

THE BROOKDALE HOSPITAL MEDICAL CENTER,
SANJEEV RAJPAL, M.D., CLASS SURGERY
BROOKLYN GROUP, P.C., THE MOUNT SINAI
HOSPITAL, HOWARD CHOI, M.D., DANIELLE
PERRET, M.D., BRIAN RIORDAN, M.D., NEW
FRANKLIN REHABILITATION & HEALTH CARE
FACILITY, LLC, FRANKLIN CENTER FOR
REHABILITATION & NURSING, INC., FRANKLIN
CENTER FOR REHABILITATION & NURSING,
ISRAEL SHERMAN, WILLIAM DUKE, M.D.,
HILLSIDE MANOR COMPREHENSIVE CARE
CENTER, and THE NEW YORK HOSPITAL
MEDICAL CENTER OF QUEENS,

Case No.: 08 CV 1093
LMM

RULE 26(a)(1)
INITIAL DISCLOSURE

Defendants.

=====X

Defendants **SANJEEV RAJPAL, M.D.,** and **CLASS SURGERY BROOKLYN GROUP, P.C.** (hereinafter, "Responding Defendants"), by their attorneys, **BELAIR & EVANS LLP**, pursuant to Federal Rule of Civil Procedure 26(a)(1), state as follows, upon information and belief:

1. Responding Defendants are not aware at this time of any persons likely to have information that Responding Defendants may use in their defense, other than those persons who may be named in the pertinent medical records.

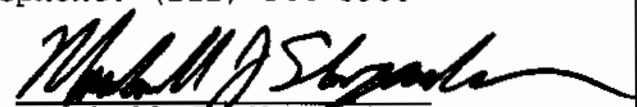
2. Responding Defendants do not have possession, custody, or control of any documents, electronically stored information, or tangible things that Responding Defendants anticipate may be used in support of their defense.

3. Responding Defendants are not claiming any damages in this matter.

4. For the purpose of this legal action, defendant **SANJEEV RAJPAL, M.D.**, is insured by Medical Liability Mutual Insurance Company policy number mp-0311902, which provides coverage for claims made based on events retroactive to July 1, 1983, limited to \$1.3 million per occurrence and \$3.9 million in the aggregate. Defendant **CLASS SURGERY BROOKLYN GROUP, P.C.**, is afforded \$1.3 million in additional coverage under the policy.

Dated: New York, New York
June 3, 2008

BELAIR & EVANS LLP
Attorneys for Defendants
SANJEEV RAJPAL, M.D. and
CLASS SURGERY BROOKLYN GROUP, P.C.
61 Broadway - Suite 1320
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Telephone: (212) 344-3900

By: 
Marshall J. Shepardson
(MS2091)

TO:

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Wagner, Doman & Leto, P.C.
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227 Mineola Blvd.
Mineola, NY 11501

AFFIDAVIT OF SERVICE

STATE OF NEW YORK)
) SS:
COUNTY OF NEW YORK)

I, MARCY KRUSKAL, being duly sworn, say:

I am not a party to this action, am over 18 years of age and reside in Staten Island, New York.

On June 4, 2008, I served the within **RULE 26(a)(1) INITIAL DISCLOSURE** by depositing a true copy thereof in a postpaid wrapper, in an official depository under the exclusive care and custody of the U.S. Postal Service within New York State, addressed to each of the following persons at the last known address set forth after each name:

UPON:

Leahey & Johnson, P.C.
Attorneys for Plaintiff
120 Wall Street, Suite 2220
New York, NY 10005

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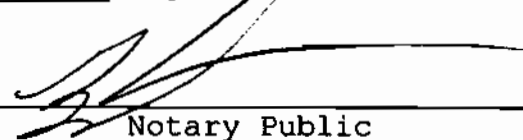
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227 Mineola Blvd.
Mineola, NY 11501


MARCY KRUSKAL

Sworn to before me this
29 day of June, 2008


Notary Public

JOHN GIZUNTERMAN
Notary Public, State of New York
No. 02616144115
Qualified in Queens County / 5
Commission Expires April 24, 20__

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Plaintiff,

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Defendants.

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Tel.: (212) 344-3900

TO:

ALL PARTIES